

# CITY OF NEWPORT BEACH TIDELANDS MANAGEMENT COMMITTEE AGENDA

OASIS Senior Center, Classroom #5 Wednesday, April 18, 2012, 4:00 PM to 5:30 PM

Tidelands Management Committee - Council Members:

Mike Henn – Chair Nancy Gardner – Mayor Ed Selich

#### Citizens Advisory Panel:

Linda Beimfohr John Corrough Win Fuller Terry Hartman Jeff Herdman Jerry King Don Lawrenz

#### Staff Members:

Dave Kiff
Rob Houston
Michael Torres
Chris Miller
Shannon Levin

1) CALL MEETING TO ORDER - Welcome and Introductions

#### 2) ROLL CALL

#### 3) PUBLIC COMMENTS

Public comments are invited on agenda and non-agenda items generally considered to be within the subject matter jurisdiction of the Committee. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Committee has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.

4) APPROVAL OF MINUTES – February 15 and March 21, 2012

Meetings of the Tidelands Management Committee which include the Citizens' Advisory Panel are open to the public. The public may comment on agenda items before the Committee and items not on the agenda but are within the subject matter jurisdiction of the Committee. The Committee may limit public comments to a reasonable amount of time, generally three (3) minutes per person. It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act ("ADA") in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. If requested, this agenda will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Please contact the City Clerk's Office at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3005 or cityclerk@newportbeachca.gov.

#### 5) CURRENT BUSINESS

## A. Citizens Advisory Panel Update on the Tidelands Capital Infrastructure Projects Worksheet

The Citizens Advisory Panel will present their ideas for prioritizing the Tidelands Capital Infrastructure Projects.

#### B. Linda Isle Lagoon Dredging

The Committee will discuss the Linda Isle Inner Lagoon dredging project, and whether or not a recommendation should be made to Council to jointly participate in the project with Linda Isle.

#### C. Lower Bay Dredging Update

Staff will present the current areas committed for dredging, along with other areas that are also in need yet still unfunded.

#### D. Harbor Commission Membership on the Citizens Advisory Panel

The Committee will discuss whether to recommend to Council that the CAP be expanded to include a member of the Harbor Commission.

#### 6) ROUNDTABLE OR ADDITIONAL PUBLIC COMMENTS

# 7) COMMITTEE ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)

- Update on replenishing the harbor's bay beaches
- Grand Canal Update: dredging, seawall repair/replacement, and bridge replacement (June)

### 8) DATE AND TIME FOR NEXT MEETING:

Wednesday, May 16, 2012

#### 9) ADJOURNMENT - Time Certain at 5:30 PM

# **Tidelands Management Committee**

Committee Action Minutes – DRAFT UNTIL APPROVED Meeting Date: Wednesday, February 15, 2012 – 4:00 p.m. @ OASIS Senior Center

**ATTENDANCE:** Mayor Nancy Gardner, Council Members Ed Selich and Mike Henn.

Citizens Advisory Panel: John Corrough, Win Fuller, Terry Hartman, Don Lawrenz, Jeff Herdman, and Jerry King.

**City Staff:** Dave Kiff, Rob Houston, Shannon Levin, Chris Miller, Michael Torres, Michelle Clemente.

#### Agenda Items

- 1. The meeting was called to order at 4:00 p.m. by Mayor Gardner.
- 2. The Minutes from the Committee's January 18, 2012 meeting were approved.
- 3. Public Comments on Non-Agenda Items.

Jim Mosher commented that establishing fees and charges for the Tidelands could diminish their intangible value.

#### 4. CAP Prioritization and Ranking for Tidelands Projects.

The CAP met on February 6, 2012 to discuss the ranking and prioritization of Tidelands projects. The CAP developed a draft spreadsheet with ranking criteria. A new draft mission and value statement was introduced. Suggestions for the criteria included striking duplicate entries and adding environmental impact, water quality, community value, and project timeliness. Other comments included weighting the attributes, broadening the criteria with subtopics, and conducting project outreach after the ranking. The CAP will meet again prior to the March TMC meeting.

### **Charter Industry Update.**

Shannon Levin presented an update on the charter industry. The charter industry has a strong recreational identity and provides access to Newport Harbor. Economic values range from hotel and TOT, miscellaneous retail revenue, office and slip rent, and local marine service revenues such as fuel and maintenance. Charter bases are located at commercially zoned upland areas and must meet boarding, parking, and sanitation requirements. Charter tax revenues are deposited in the General Fund while Marine Permit revenue is directed into the Tidelands Fund. Competing uses in Newport Harbor such as boat rental, charters, sailing, and paddle boarding use the same water space often during the same times. The City conducts Sailing-Charter Coordination at the start of each boating season to bring the two industries together and discuss the upcoming races and season.

Presentations available online at www.newportbeachca.gov/CityManager.

- 5. Topics for Future Agendas.
  - Little Corona and Buck Gully Diversion
  - Oil well progress report
- 6. **Next Meeting.** The Committee set its next meeting for March 21, 2012, at 4:00 p.m. at the OASIS Senior Center.
- 7. Adjournment around 5:30 PM.

The agenda for the Regular Meeting was posted on February 10, 2012 at 4:45 p.m. on the City Hall Bulletin Board located outside of the City of Newport Beach Administration Building.

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**Tidelands Management Committee Chair** 

## **Tidelands Management Committee**

Committee Action Minutes – DRAFT UNTIL APPROVED

Meeting Date: Wednesday, March 21, 2012 – 4:00 p.m. @ OASIS Senior Center

ATTENDANCE: Mayor Nancy Gardner, Council Members Ed Selich and Mike Henn.

**Citizens Advisory Panel:** John Corrough, Win Fuller, Terry Hartman, Don Lawrenz, Jeff Herdman, Linda Beimfohr and Jerry King.

**City Staff:** Dave Webb, Michael Torres and Chris Miller.

- 1. The meeting was called to order at 4:00 p.m. by Mayor Gardner.
- 2. Public Comments on Non-Agenda Items.

Dan Purcell asked when a report on oil fields would be ready, and staff responded that it was several months away.

3. The Minutes from the Committee's February 15, 2012 meeting were not available for approval.

#### 4. Current Business

#### A. Buck Gully Runoff Reduction

Deputy Public Works Director Dave Webb will discuss the City's efforts to reduce runoff at Buck Gully

<u>Discussion:</u> Dave Webb gave a PowerPoint Presentation on the various measures the City has taken to reduce runoff with Buck Gully. Mayor Gardner thanked Dave for his presentation but requested that staff return with ideas on how to divert the water from entering Buck Gully whether that be through the sewage system or through some other measure. Bob Hawkins asked where the water was coming from, and staff responded that it is coming from residential and golf course uses.

#### B. Semeniuk Slough Dredging

Deputy Public Works Director Dave Webb will discuss the status of the proposed dredging project at the Semeniuk / Newport Sloughs.

<u>Discussion:</u> Assistant City Engineer Bob Stein gave a PowerPoint Presentation on dredging the Semeniuk Slough area with focus on the permitting and construction hurdles that are still present. Councilmember Henn asked why not offer the "one and done" concept to the Corps? There was discussion about Corps funding and mitigation dollars needed for the project. A question was asked if some of the oil money could help pay for the project? Another question was asked about the origin of the DDT that was present, and the reply was from agriculture. There was also a discussion about encroachments into the Slough, and how that might relate to similar encroachments on the ocean beaches. If there were encroachment funds and if it was collected from the Tidelands, then it would go back into the Tidelands Fund.

Likewise, if encroachment funds were collected from outside the Tidelands area, then it would go to the General Fund.

### C. Linda Isle Inner Lagoon – Dredging

The Linda Isle Homeowners Association will give a presentation on solutions for dredging the private inner lagoon at Linda Isle.

<u>Discussion:</u> Linda Isle HOA Board Member Donna Viana gave a PowerPoint Presentation on the inner lagoon, and the need for dredging. She explained that the community had funds available (about \$400,000) to get the project started, but that they would invite the City to participate in exchange for making the inner lagoon publically accessible. Ms. Viana stated that the recent Upper Bay dredging project's environmental report said that there would be a concern with fallout from the Upper Bay dredging. CAP Member John Corrough asked how does an eelgrass island create a navigable waterway for the City. Who owns the waterway?

# D. Citizens Advisory Panel Update on the Tidelands Infrastructure Management Plan

The Citizens Advisory Panel will update the Committee on their March 6, 2012 meeting where the Tidelands Infrastructure Management Plan was discussed.

<u>Discussion:</u> CAP Member Don Lawrenz gave a brief presentation on the committee's progress with the TIMP and how they had devised a rating system for the projects. Councilmember Henn requested that the CAP return to the next meeting with all of the projects ranked.

Presentations available online at <a href="https://www.newportbeachca.gov/CityManager">www.newportbeachca.gov/CityManager</a>.

#### 5. Topics for Future Agendas.

- Little Corona and Buck Gully Diversion
- Oil well progress report
- Tidelands Infrastructure Management Plan
- Semeniuk Slough Follow Up
- **6. Next Meeting.** The Committee set its next meeting for April 18, 2012, at 4:00 p.m. at the OASIS Senior Center.
- 7. Adjournment around 6:15 PM.

The agenda for the Regular Meeting was posted on February 10, 2012 at 4:45 p.m. on the City Hall Bulletin Board located outside of the City of Newport Beach Administration Building.

Tidelands Management Committee Chair